

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PERFORMANCE PRICING, INC.,

Plaintiff,

v.

GOOGLE INC., AOL LLC, MICROSOFT
CORPORATION, YAHOO! INC.,
IAC SEARCH & MEDIA, INC., and
A9.COM, INC.,

Defendants.

Case No. 2:07-cv-432 (LED)

JURY TRIAL DEMANDED

**UNOPPOSED MOTION FOR EXTENSION OF TIME TO
SUBMIT FURTHER LIMITED CLAIM CONSTRUCTION BRIEFING**

Plaintiff Performance Pricing, Inc. respectfully files this Unopposed Motion seeking the Court's permission for a two-day extension of the deadline for Plaintiff to submit further claim construction briefing limited to the disputes identified in section 4 (pp. 4-5) of the Court's Order issued on July 15, 2009 (Docket No. 218) ("Order"), and in support of the same would show the Court as follows:

The deadline for Plaintiff to submit the further limited claim construction briefing under section 4 of the Order is Monday, July 20, 2009, and the deadline for Defendants to submit its response is Friday, July 24, 2009.

Plaintiff requests an extension of its deadline because Plaintiff's lead counsel, Greg Dovel, will be out of town from Friday, July 17, until Monday, July 20, 2009. Plaintiff believes that an extension of the deadline is necessary to complete the briefing. The motion is unopposed by Defendants.

WHEREFORE, Plaintiff respectfully requests that this Court adjust the briefing schedule

as follows:

Deadline for Plaintiff to submit further claim construction briefing to Wednesday, July 22, 2009;

Deadline for Defendants to submit further claim constructing briefing to Tuesday, July 28, 2009.

Dated: July 16, 2009

Respectfully submitted,

By: /s/ Christin Cho

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ATTORNEYS FOR PLAINTIFF
PERFORMANCE PRICING, INC.

CERTIFICATE OF SERVICE

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served this 16th day of July, 2009, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ Christin K. Cho
Christin K. Cho